

STATE BOARD OF PHARMACY
MINUTES
February 25, 2003

CONVENED:	9:15 a.m.
ADJOURNED:	2:20 p.m.
CONDUCTING:	Dr. Munger (chair person)
BOARD MEMBERS PRESENT:	Dr. Munger Ray Beasley Shawna Hanson Ryan Lee Betty Yamashita Roger Fitzpatrick Marty Hill
GUEST	Reed Barker (UPhA)
DOPL STAFF	Craig Jackson, Division Director Laura Poe, Assistant Director Diana baker, Bureau Manager Penny Vogeler, Board Secretary

TOPIC OF DISCUSSION:

January 28, 2003 Minutes:

Laura Poe: Presentation of open meeting act:

DECISIONS/RECOMMENDATIONS:

Minutes approved with corrections

Ms. Poe discussed the importance of the agenda. She stressed the fact that the meetings are open to the public and they need to be made aware of what is going to be discussed at the Board Meeting so that they may attend if they so desire. The subject of the probation interview was also discussed and the point was stressed to the Board that the probationer is in attendance to hear the discussion of the Board at that time. The agenda is to be prepared as a guideline for the meeting and is to be followed.

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**DAVID TORGENSEN
PROBATION INTERVIEW:**

Ms. Hanson conducted the interview and discussed the fact that the original therapist report is missing from his file. Mr. Torgersen was confused about the report that was missing. Ms. Baker responded by explaining that the original notes from his first visit where the diagnosis and recommendations were made were what we were requesting.

Mr. Torgersen will get back with his therapist. Ms. Hanson read a letter submitted by Mr. Torgersen requesting early release of his probation. It was the decision of the Board that once the therapist report has been submitted Mr. Torgersen may attend the next meeting and a decision will be made at that time. Mr. Torgersen is in compliance with the terms and conditions of his Order.

**DAVID EVANS
PROBATION INTERVIEW:**

Ms. Yamashita conducted the interview. Mr. Evans stated that he is doing well, has a good support system and that life is going quite smoothly. He also stated that he is taking no medications at this time. He has taken the Controlled Substance Examination and has not received his results at this time. He will check with Experior. Mr. Evans submitted a supervisor report. His next meeting with the Board will be in May. Mr. Evans is in compliance with the terms and conditions of his Order.

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Dr. MUNGER:

Dr. Munger attended a workshop in Washington DC and gave a presentation on the Drug Addiction Treatment Act of 2000 addressing the new regulations that will be in affect for those Physicians who choose to provide Office Based Opiod Therapy with Bupenorphine and how pharmacy will be affected by this new program.

**KENNETH EARL ADAMS
PROBATION INTERVIEW:**

Dr. Munger conducted the interview. Mr. Adams stated there were no changes and he is still working at Rite Aid Pharmacy. Mr. Adams is in compliance at this time

**Julie Fuchs
Linda Allahverdi
Jim Dix
EDUCATIONAL INTERVIEW:**

The following Pharmacists employed by Albertson's were interviewed by Marty Hill. The Board was introduced. Julie Fuchs, Jim Dix. and Linda Allahverdi each gave a brief explanation of the experience in their individual pharmacies. They were asked to meet before the board due to the fact that incorrect DEA Numbers were appearing on prescriptions. It was a result of an old computer system that contributed to the problem. The idea of buying a DEA List was discussed and Ms. Baker was asked to look into this and see if one could be obtained through DOPL. The pharmacists are cleaning up their files and making sure the correct numbers are used. The fact that it is hard for a pharmacist to obtain physicians DEA number was discussed and the statement was made to inform DOPL when this occurs so the problem can

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be investigated.

**MICHELE MACY
KEITH MACMILLIAN
EDUCATIONAL INTERVIEW:**

Dr. Munger conducted the interview with Ms. Macy and Mr. Macmillan and asked them for a detailed explanation of the occurrence which resulted in a complaint to DOPL. Mr. Macmillian became ill at work and continued to check prescriptions filled by his pharm techs. He stated he did not realize how ill he really was and to the best of his knowledge he filled three or four prescriptions during this time. When Ms. Macy arrived she had someone take Mr. Macmillian home and the pharmacy remained open. She tried to finish up the orders. She also said that it never crossed her mind to close the pharmacy, or to check the prescriptions that had been previously filled that day; her main concern was Mr. Macmillian. Dr. Munger responded by advising that they needed to look out for the safety of the public and close the pharmacy when an incident out of the ordinary occurs that could potentially harm a patient. The details that resulted in a complaint were discussed. Mr. Fitzpatrick asked to have information reported in the UPhA newsletter to all pharmacies regarding appropriate events that would result in closure of a pharmacy. Mr. Hill asked both of the pharmacists to go back and look at the prescriptions that were issued during the time of this incident to validate other prescriptions for accuracy, as a safety measure.

**TRISHA DAWAN CLEMONS
NEW APPLICATION**

Mr. Lee conducted the interview and asked about the yes answers in Ms. Clemons' application. She proceeded to explain what her life was like at that time. Mr. Fitzpatrick asked about her current situation and she stated everything is very different now. It was noted that the events in question took place about 5 years ago. Ms. Clemons stated that all her examinations for the licensure had been taken. A motion was made and seconded to approve the application. Ms. Baker responded that the application would be processed and the license issued within a few days.

**HYRUM MORTENSEN
EDUCATIONAL INTERVIEW:**

Ms. Hanson conducted the interview. The board discussed the application and the fact the offenses occurred in 1995-1996. Mr. Mortensen was asked to discuss his offenses. Mr. Mortensen replied that his life style has changed considerably and that he is now married with children. Mr. Fitzpatrick asked if the University of Utah had requested a background check prior to his being accepted. Mr. Mortensen responded by saying that they had done a background check and that members of the college also interviewed him prior to his acceptance. He is now employed as a Pharmacy Technician and would like to continue to work in a hospital. A motion was made and seconded. All members voted to grant the license except Mr. Hill abstained.

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**ROMA RIDDLE
NEW STIPULATION**

There was no response from Ms. Riddle. She will be invited back next month.

FPGEC:

Mr. and Mrs. Hahin Kanishka came before the Board to discuss the fact that Ms. Kanishka would like to obtain a pharmacy intern license. She is a foreign graduate. They are asking for an exception to issue her a temporary license because the testing is not being given at this time. Mr. Hill explained that we do not have the power to grant her request until she obtains the FPGEC certificate through the NABP. The Utah Code states that she must receive FPGEC before an intern license can be issued.

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**JAY ALLEN ROACH
NEW STIPULATION**

Mr. Lee conducted the interview. Mr. Roach was given a supervisor report and Ms. Baker explained the reports and forms that Mr. Roach must submit to the Board to remain in compliance. Mr. Lee reviewed the entire stipulation. Mr. Roach explained that he is having trouble finding work with a preceptor to start the 500 intern hours. Mr. Roach is working with a pharmacist who is consulting for a nursing home to get some of his pharmacy intern hours. The Board recommended that intern hours need to be obtained in consulting as well as in dispensing with direct

supervision. Mr. Hill offered some advice from an interviewer's point of view and emphasized the importance of a positive attitude and to promote his value as a pharmacist. Mr. Barker informed Mr. Roach of a few contacts at the end of his interview.

TIM BOWCUTT

Mr. Beasley interviewed Mr. Bowcutt. Mr. Bowcutt is requesting to have his controlled substance license reinstated and be able to work in a retail setting. He has an MOU stating no retail pharmacy. Mr. Bowcutt explained that he is here to discuss the MOU and feels he cannot pursue a career in pharmacy under the MOU. He stated he has a pending position with Harmon's in Roy, which is a retail pharmacy. Mr. Beasley asked Mr. Bowcutt to come up with a plan, that included an inventory audit plan for the pharmacy, with the pharmacist of Harmon's and submit it to the Board. Mr. Hill suggested he try to find employment other than in a retail pharmacy.

Ms. Baker asked Mr. Bowcutt to explain to the Board what program he is following. He explained that he is attending support groups and is following the twelve step program everyday and is also seeing a personal therapist and finds it very important to have no contact with old friends who were users and if approached by them is telling them he is longer wants drugs or alcohol to be a part of his life. . Living in Tremonton has been a good move for him. Mr. Bowcutt submitted his Continuing Education Credits and support group cards.

Next Meeting:

March 25, 2003

DANIEL JONES, BUREAU MANAGER

DATE:

MARK MUNGER, CHAIR

DATE: